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May 8, 2001

BOX IDS
Assistant Commissioner for Patents
Washington, D.C. 20231

RE: U.S. Patent Application for "DIGITAL OPTICAL CHEMISTRY
CHEMISTRY MICROMIRROR"
Divisional of Serial No.: 09/326,526
Our File No. 119929/1028 776 Z0Z

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Dear Sir:

In regard to the above-referenced matter, enclosed for filing please find the following:

1. Information Disclosure Statement Under C.F.R. 1.97;
2. PTO Form 1449; and
3. Return postcard.

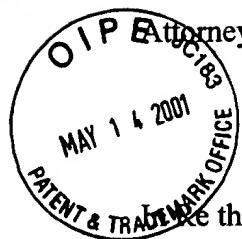
Please return the date-stamped postcard to our office at the above address. It is believed that no fees are due. If this is incorrect, the Commissioner is hereby authorized to charge any fees due which may be required by this paper to Deposit Account No. 07-0153. In the meantime, if you have any questions or comments concerning any of the above, please call the undersigned at your convenience. Otherwise, please accept the enclosed.

Respectfully submitted,

Matthew E. Burr
Reg. No. 37,591

Enclosures

Cc: Dennis Stone, M.D. (w/o enclosures)
BethLynn Maxwell, J.D., Ph.D. (w/o enclosures)
Sanford E. Warren, Jr. (w/o enclosures)



Attorney Docket No. 119929-1028

PATENT

#5
13 Jul 01
R. Tally

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Make the Application of: Harold R. Garner
Examiner: James Phan
Divisional of Serial No.: 09/326,526
Art Unit: 2872
Filed: February 2, 2001
For: DIGITAL OPTICAL CHEMISTRY MICROMIRROR

Date of Deposit May 8, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231

Kerry Mantrop
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Kerry Mantrop
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Commissioner for Patents
Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER C.F.R. 1.97

Applicants request that the information listed on the attached Form PTO-1449 be considered by the Office during the pendency of the above-entitled application, pursuant to 37 C.F.R. 1.97.

In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not constitute an admission that any information cited therein is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b). In the interest of full and complete disclosure to the Office, some or all of the art cited herein may not be considered by Applicant(s) or the Undersigned to be material under the new standards of materiality defined in 37 C.F.R. 1.56 (b), enacted March 16, 1992, but may be material under the old standard of materiality defined in 37 C.F.R. 1.56(a), last amended on November 28, 1988, or may merely be technical

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PTO-1449

background which may be of interest to the Examiner. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

This Information Disclosure Statement is being filed under 27 C.F.R. § 1.97(b) within three months of the filing date of the application, or before the mailing date of a first office action on the merits. Accordingly, Applicant respectfully submits that no fee or certification is required. If this is incorrect, the Commissioner is authorized to debit any required fee from deposit account no. 07-0153.

Respectfully submitted,

GARDERE WYNNE SEWELL LLP

Date: May 6, 2001


Matthew E. Burr
Reg. No.: 37,591

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